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OFFICIAL GAZETTE

GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

NOTE

There is one Extraordinary issue to the Official Gazette, Series I No. 45 dated 8-2-2018 namely, Extraordinary dated 08-2-2018 from pages 2113 to 2114 from Department of Finance, Notification No. 5-4-2017-Fin(DMU) regarding Market Borrowing Programme.

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GOVERNMENT OF GOA

Department of Fisheries

Directorate of Fisheries

Notification

DF/OFFS/SCHEME/MOTCY/2018-19

Sub: Financial Assistance for the Purchase of Motorcycle with Ice Box.

The details of the scheme are as follows:—

1. **Short title & commencement.**— This scheme may be called as Financial Assistance for the Purchase of Motorcycle with Ice Box.

2. It shall come into force from Financial Year 2018-19.

3. **Introduction.**— Marketing of fish in good and hygienic condition is a challenge particularly in remote areas. The scheme enables the fishermen to transport fish keeping up the required quality. Fish can also now be made available on demand as vendors can share their mobile numbers with

consumers. There are instances where many times, fish become stale because the fishermen are not able to sell fish due to physical limitation of time, distance and storage of fish at desired temperature. This scheme is introduced to make fish available to the consumer at their door step in good and hygienic condition. Now, with this scheme fishermen are able to go to distant places to sell the fish and get better price.

2. **Objective.**— The main objective of the scheme is:—

- Provide hygienic and speedy transport facilities to the fisherman to enable them to sell fish in good condition to the general public.

- Encourage Fishermen to acquire Motor cycle with ice box for transportation of fish.

3. **Eligibility.**—

(a) The beneficiary shall possess the NOC issued by the Directorate of Fisheries for the purchase of motorcycle with ice box.

(b) The beneficiary shall produce the original GST bill from the authorized dealer towards the purchase of motorcycle with ice box to claim the subsidy.

(c) The beneficiary shall possess Certificate from Village Panchayat indicating that applicant is actively engaged in sale of fish for more than 3 years.

(d) The beneficiary shall not be defaulter of Department.

4. *Terms of Sanction.*— (a) The Motorcycle with Icebox purchased through the scheme shall be duly registered under R. T. O. of the concern Taluka as per the Rules & Regulation of the Transport Department.

(b) Maintenance and Operational lost of the motorcycle with ice box purchased through the scheme should be maintained by the beneficiary only.

(c) Beneficiary should ensure that the motorcycle with ice box purchased shall be use exclusively for transportation/selling of fish.

(d) The motor cycle with ice box should be with yellow number plate and the following should be displayed on it “This Motor Cycle with ice box is financed under the CSS Blue Revolution scheme of Government of India through the Directorate of Fisheries, Government of Goa” or as instructed by the Department.

(e) The beneficiary shall not sell/lease/mortgage the motorcycle with ice box for the period of 10 years from the date of registration of motorcycle with ice box without obtaining prior permission from the Department.

(f) The subsidy amount shall be disbursed in favor of the applicant in his/her account through ECS mode of payment.

5. *Pattern of Assistance.*— Under this scheme the beneficiary will be entitled for financial assistance to the extent of 40% of the unit cost limited to Rs. 24,000/- per General category and 60% of the unit cost limited to Rs. 36,000/- for Schedule Caste (SC), Schedule Tribes (ST), Women and their co-operative as follows:

General Category

Sr. No.	Component	Unit Cost	40% subsidy on unit cost	Subsidy on 40% of unit cost of col. No. 4		Beneficiary Share 60%
				Central 60%	State 40%	
1	2	3	4	5(a)	5(b)	6
	Motorcycle with icebox	Rs. 60,000/-	Rs. 24,000/-	Rs. 14,400/-	Rs. 9,600/-	Rs. 36,000/-

Schedule Caste (SC), Schedule Tribes (ST), Women and their co-operative.

Sr. No.	Component	Unit Cost	60% subsidy on unit cost	Subsidy on 60% of unit cost of col. No. 4		Beneficiary Share 40%
				Central 60%	State 40%	
1	2	3	4	5(a)	5(b)	6
1.	Motor cycle with icebox	Rs. 60,000/-	Rs. 36,000/-	Rs. 21,600/-	Rs. 14,400/-	Rs. 24,000/-

6. *Relaxation of the provision of scheme.*— The Government is empowered to relax all or any of the clauses provided in this scheme, if found deemed fit for reason to be recorded.

7. *Interpretation of the provision of the scheme.*— If any question arises regarding interpretation in the scheme of any clause, word, expression or entire scheme, then the decision about the interpretation shall lie with the Government.

8. Budget: The Budget Head is as under:

2405—Fisheries;

800—Other Expenditure;

12—Blue Revolution Scheme;

33—Subsidies.

This issue with the concurrence of the Finance Department vide their Fin (Exp.) No. 1400046264 dated 30-1-2018.

By order and in the name of the Governor of Goa.

Shri Govind Jaiswal, I.A.S. Director/Secretary (Fisheries).

Panaji, 13th February, 2018.

Department of Law & Judiciary

Legal Affairs Division

Notification

10/8/2017-LA

The Insolvency and Bankruptcy Code (Amendment) Ordinance, 2017 (Ordinance No. 7 of 2017), which has been promulgated by the President in the Sixty-eighth year of the Republic of India and published in the Gazette of India, Extraordinary, Part II, Section I, dated 23-11-2017, is hereby published for the general information of the public.

Julio B. Noronha, Joint Secretary (Law).

Porvorim, January, 2018.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi the 23rd November, 2017/

Agrahayana 2, 1939 (Saka)

**THE INSOLVENCY AND BANKRUPTCY
CODE (AMENDMENT) ORDINANCE,
2017**

(No. 7 of 2017)

*Promulgated by the President in the Sixty-
-eighth Year of the Republic of India.*

An Ordinance to amend the Insolvency and Bankruptcy Code, 2016.

Whereas the Insolvency and Bankruptcy Code, 2016 (the Code), *inter alia*, provides a framework for insolvency resolution of corporate persons in a time bound manner for maximisation of value of assets of such persons;

And whereas the provisions relating to corporate insolvency resolution process of the Code have come into force on 1st day of December, 2016;

And whereas in order to strengthen further the insolvency resolution process, it has been considered necessary to provide for

prohibition of certain persons from submitting a resolution plan who, on account of their antecedents, may adversely impact the credibility of the processes under the Code;

And whereas it is also considered necessary to make provisions to specify certain additional requirements for submission and consideration of the resolution plan before its approval by the committee of creditors;

And whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*— (1) This Ordinance may be called the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2017.

(2) It shall come into force at once.

2. *Amendment of section 2.*— In the Insolvency and Bankruptcy Code, 31 of 2016. 2016 (hereinafter referred to as the principal Act), in section 2,—

(i) in clause (d), the word “and” shall be omitted;

(ii) for clause (e), the following clauses shall be substituted, namely:—

“(e) personal guarantors to corporate debtors;

(f) partnership firms and proprietorship firms; and

(g) individuals, other than persons referred to in clause (e),”.

3. *Amendment of section 5.*— In section 5 of the principal Act,—

(a) for clause (25), the following clause shall be substituted, namely:—

“(25) “resolution applicant” means a person, who individually or jointly with any other person, submits a resolution plan to the resolution professional pursuant to the invitation made under clause (h) of sub-section (2) of section 25;”;

(b) in clause (26), for the words “any person”, the words “resolution applicant” shall be substituted.

4. *Amendment of section 25.*— In section 25 of the principal Act, in sub-section (2), for clause (h) the following clause shall be substituted, namely:—

“(h) invite prospective resolution applicants, who fulfil such criteria as may be laid down by him with the approval of committee of creditors, having regard to the complexity and scale of operations of the business of the corporate debtor and such other conditions as may be specified by the Board, to submit a resolution plan or plans.”.

5. *Insertion of new section 29A.*— After section 29 of the principal Act, the following section shall be inserted, namely:—

“29A. *Persons not eligible to be resolution applicant.*— A person shall not be eligible to submit a resolution plan, if such person, or any other person acting jointly with such person, or any person who is a promoter or in the management or control of such person,—

(a) is an undischarged insolvent;

(b) has been identified as a wilful defaulter in accordance with the guidelines of the Reserve Bank of India issued under the Banking Regulation Act, 1949; 10 of 1949.

(c) whose account is classified as non-performing asset in

accordance with the guidelines of the Reserve Bank of India issued under the Banking Regulation Act, 1949 and period 10 of 1949. of one year or more has lapsed from the date of such classification and who has failed to make the payment of all overdue amounts with interest thereon and charges relating to non-performing asset before submission of the resolution plan;

(d) has been convicted for any offence punishable with imprisonment for two years or more; or

(e) has been disqualified to act as a director under the Companies Act, 2013; 18 of 2013.

(f) has been prohibited by the securities and Exchange Board of India from trading in securities or accessing the securities markets;

(g) has indulged in preferential transaction or undervalued transaction or fraudulent transaction in respect of which an order has been made by the Adjudicating Authority under this Code;

(h) has executed an enforceable guarantee in favour of a creditor, in respect of a corporate debtor under insolvency resolution process or liquidation under this Code;

(i) where any connected person in respect of such person meets any of the criteria specified in clauses (a) to (h).

Explanation.— For the purposes of this clause, the expression “connected person” means—

(i) any person who is promoter or in the management or control of the resolution applicant; or

(ii) any person who shall be the promoter or in management or control of the business of the corporate debtor during the implementation of the resolution plan; or

(iii) the holding company, subsidiary company, associate company or related party of a person referred to in clauses (i) and (ii).

(j) has been subject to any disability, corresponding to clauses (a) to (i), under any law in a jurisdiction outside India.”.

6. *Amendment of section 30.*— In section 30 of the principal Act, for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) The committee of creditors may approve a resolution plan by a vote of not less than seventy-five per cent of voting share of the financial creditors, after considering its feasibility and viability, and such other requirements as may be specified by the Board:

Provided that the committee of creditors shall not approve a resolution plan, submitted before the commencement of the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2017, where the resolution applicant is ineligible under section 29A and may, where no other resolution plan is available with it, require the resolution professional to invite a fresh resolution plan.”.

7. *Amendment of section 35.*— In section 35 of the principal Act, in sub-section (1), in clause (f), the following proviso shall be inserted, namely:—

“Provided that the liquidator shall not sell the immovable and movable property or actionable claims of the corporate debtor in liquidation to any person who is not eligible to be a resolution applicant.”.

8. *Insertion of new section 235A.*— After section 235 of the principal Act, the following section shall be inserted, namely:—

“235A. *Punishment where no specific penalty or punishment is provided.*— If any person contravenes any of the provisions of this Code or the rules or regulations made thereunder for which no penalty or punishment is provided in this Code, such person shall be punishable with fine which shall not be less than one lakh rupees but which may extend to two crore rupees.”.

9. *Amendment of section 240.*— In section 240 of the principal Act, in sub-section (2),—

(i) after clause (s), the following clause shall be inserted, namely:—

“(sa) other conditions under clause (h) of sub-section (2) of section 25;”,

(ii) after clause (w), the following clause shall be inserted, namely:—

“(wa) other requirements under sub-section (4) of section 30;”.

RAM NATH KOVIND,
President.

DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.

Notification

10/8/2017-LA-08

The Banking Regulation (Amendment) Act, 2017 (Central Act No. 30 of 2017), which has been passed by Parliament and assented to by the President on 25-8-2017 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 25-8-2017, is hereby published for the general information of the public.

Julio Barbosa Noronha, Joint Secretary (Law).

Porvorim, 31st January, 2018.

THE BANKING REGULATION
(AMENDMENT) ACT, 2017

AN

ACT

further to amend the Banking Regulation Act, 1949.

Be it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Banking Regulation (Amendment) Act, 2017.

(2) It shall be deemed to have come into force on the 4th day of May, 2017.

2. *Insertion of new sections 35AA and 35AB.*— In the Banking Regulation Act, 1949 (hereinafter referred to as the principal Act), after section 35A, the following sections shall be inserted, namely:—

‘35AA. Power of Central Government to authorise Reserve Bank for issuing directions to banking companies to initiate insolvency resolution process.—

The Central Government may, by order, authorise the Reserve Bank to issue directions to any banking company or banking companies to initiate insolvency resolution process in respect of a default, under the provisions of the Insolvency and Bankruptcy Code, 2016.

31 of 2016.

Explanation.— For the purposes of this section, “default” has the same meaning assigned to it in clause (12) of section 3 of the Insolvency and Bankruptcy Code, 2016.

31 of 2016.

35AB. *Power of Reserve Bank to issue directions in respect of stressed assets.*— (1) Without prejudice to the provisions of section 35A, the Reserve Bank may, from time to time, issue directions to any banking company or banking companies for resolution of stressed assets.

(2) The Reserve Bank may specify one or more authorities or committees with such members as the Reserve Bank may appoint or approve for appointment to advise any banking company or banking companies on resolution of stressed assets.’.

3. *Amendment of section 51.*— In section 51 of the principal Act, in sub-section (1), after the figures and letter “35A,”, the figures and letters “35AA, 35AB,” shall be inserted.

4. *Repeal and savings.*— (1) The Banking Regulation (Amendment) Ordinance, 2017 is hereby repealed.

Ord. 1 of 2017.

(2) Notwithstanding such repeal, anything done or any action taken under the Banking Regulation Act, 1949 as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the said Act, as amended by this Act.

10 of 1949.

Department of Panchayati Raj & Community Development

Directorate of Panchayats

Addendum

26/126/DP/Scheme-Plastic Menace/2017/1131

With reference to Notification No. 26/126/DP/Scheme-Plastic Menace/2017/665 dated 01-01-2018 published in Official Gazette, Series I No. 43 dated 25-01-2018 the following shall be included in Annexure 'B' as given below:—

- (a) (6) Velsao-Pale-Issorcim.
- (7) Cansaulim-Arossim-Cuelim.
- (c) (22) Penha-de-Franca.

By order and in the name of the Governor of Goa.

Sandhya Kamat, Director & ex officio Joint Secretary (Panchayats).

Panaji, 14th February, 2018.



Department of Science, Technology & Environment

Directorate of Science, Technology & Environment

Notification

1/24/2010/STE-DIR/PART/834

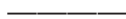
The following notification published in the Gazette of India is hereby published for general information of public.

- (1) G.S.R. 905(E) dated 27-11-2018.

By order and in the name of the Governor of Goa.

Parag M. Nagarcenkar, Director/Joint Secretary (Environment).

Porvorim, 9th February, 2018.



MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

Notification

New Delhi, the 27th November, 2015

G.S.R. 905(E).— In exercise of the powers conferred by sections 6, 8 and 25 of the Environment (Protection) Act, 1986 (29 of 1986), the Central Government hereby makes the following rules to amend the Chemical Accidents (Emergency Planning, Preparedness and Response) Rules, 1996, namely:—

1. (1) These rules may be called the Chemical Accidents (Emergency Planning, Preparedness and Response) Amendment Rules, 2015.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Chemical Accidents (Emergency Planning, Preparedness and Response) Rules, 1996, for Schedule 5, the following Schedule shall be substituted, namely:—

“SCHEDULE 5

[See rule 3(2)]

COMPOSITION OF CENTRAL CRISIS GROUP

(i) Secretary, Ministry of Environment Forest and Climate Change -	Chairman, <i>ex-officio</i>
(ii) Joint Secretary or Adviser, Hazardous Substance Management Division in the Ministry of Environment, Forest and Climate Change-	Member-Secretary, <i>ex-officio</i>
(iii) Principal Labour and Employment Adviser, Ministry of Labour and Employment-	Member, <i>ex-officio</i>
(iv) Deputy Director General (Occupational Health), Ministry of Health and Family Welfare-	Member, <i>ex-officio</i>
(v) Chairman, Central Pollution Control Board -	Member, <i>ex-officio</i>
(vi) Fire Adviser, Directorate General Civil Defence Ministry of Home Affairs	Member, <i>ex-officio</i>
(vii) Chief Controller of Explosives, Petroleum and Explosives Safety Organisation, Nagpur-	Member, <i>ex-officio</i>
(viii) Joint Secretary (Chemicals), Department of Chemicals and Petrochemicals	Member, <i>ex-officio</i>
(ix) Joint Secretary (Chemicals), Department of Industrial Policy and Promotion, Ministry of Commerce and Industry-	Member, <i>ex-officio</i>
(x) Joint Secretary (Plant Protection), Ministry of Agriculture and Farmers Welfare-	Member, <i>ex-officio</i>
(xi) Joint Secretary (Fertilizers), Ministry of Chemicals and Fertilizers-	
(xii) Joint Secretary (Telecommunications), Department of Telecommunications, Ministry of Communications and Information Technology-	Member, <i>ex-officio</i>
(xiii) Joint Secretary (Transport), Ministry of Road, Transport and Highways-	Member, <i>ex-officio</i>
(xiv) Joint Secretary (Shipping), Ministry of Shipping-	Member, <i>ex-officio</i>
(xv) Executive Director (Safety), Ministry of Railways (Railway Board)-	Member, <i>ex-officio</i>
(xvi) Joint Secretary (Mitigation), National Disaster Management Authority-	Member
(xvii) Director General, Central Scientific and Industrial Research -	Member, <i>ex-officio</i>
(xviii) Two Experts, one each from the field of Industrial Safety and Health, to be nominated by the Central Government-	Member
(xix) Two persons to represent Industries, to be nominated by the Central Government-	Member
(xx) One representative from the Indian Chemical Council-	Member”.

[F. No. 14-4(210)/2005-HSMD]
BISHWANATH SINHA, Jt. Secy.

Foot Note:- The principal rules were published in the Gazette of India, Extraordinary vide number G.S.R. 347(E), dated the 1st August, 1996.

Department of Town & Country Planning
North Goa Planning & Development Authority

—
Notification

NGPDA/Calangute-Candolim ODP/Vol.II/
/1114

Whereas the Government of Goa issued Notification No. 4-5-84-UDD/pt./TCP/15/60 dated 08-01-2015 under Section 18 of the Goa Town & Country Planning Act, 1974 (Act 21 of 1975) declaring the Calangute-Candolim Villages of Bardez Taluka, Goa as Planning Area.

And whereas the Government thereafter vide Notification came to be published in the Official Gazette vide Series II No. 29 dated 20-10-2016 amendment said Notification dated 08-01-2015.

And whereas the North Goa Planning and Development Authority vide its letter No. NGPDA/Calangute-Candolim Planning Area/1513/2016 dated 29-09-2016 submitted to the Goa Town and Country Planning Board Existing Land Use Map and Land Use Register of Calangute-Candolim Planning area; and the Town and Country Planning Board in its 158th Meeting held on 03-10-2016 took note of the same.

And whereas thereafter North Goa Planning and Development Authority vide its letter No. NGPDA/Calangute-Candolim Planning Area/1000/2016 dated 04-11-2016 has submitted Present Land Use Map and Register of Arpora-Baga area of Calangute revenue village, which is under the jurisdiction of Arpora-Nagoa Village Panchayat to the Town & Country Planning Board and the Goa Town & Country Planning Board in its 158th Adj. meeting dated 07-11-2016 took the note of the same.

And whereas subsequently the North Goa Planning and Development Authority vide letter No. NGPDA/Calangute-Candolim Planning Area/1001/2016 dated 04-11-2016 had submitted Draft Outline Development

Plan-2025 for Calangute-Candolim Planning Area. The said Draft Outline Development Plan-2025 for Calangute-Candolim Planning Area was placed before 158th (Adj.) meeting of the Goa Town & Country Planning Board held on 07-11-2016; and the Board considered Draft Outline Development Plan-2025 of Calangute-Candolim Planning Area.

And whereas the said Draft Outline Development Plan-2025 of Calangute-Candolim Planning Area was submitted to the Government vide note bearing No. 36/1/TCP/295/2016/4708 dated 16-11-2016 for according its approval under Section 34(2) of the Town & Country Planning Act, 1974.

And whereas, the Government of Goa in exercise of its power confirmed under Section 34 of the said Act conveyed its approval to the publication of the Notice of preparation of a Draft Outline Development Plan-2025; and accordingly, the Notice of the preparation of the ODP-2025 for Calangute-Candolim Planning Area was published under Section 35(1) of the Town and Country Planning Act, 1974 vide Notification No. NGPDA/Calangute-Candolim/ODP/2181/2016 dated 23-11-2016 published in Official Gazette, Series III No. 34 dated 24-11-2016 informing the general public to give their objections, if any, within 60 days of the publication of the said Notification in Official Gazette.

And whereas Authority was of the opinion that due to declaration of election of Goa Legislative Assembly on 04-01-2017 the public lost attention towards filing of objections on Draft ODP of Calangute-Candolim.

And whereas considering the said aspect the Authority in its 67th meeting held on 22-06-2017 decided to request Government to grant approval to re-notify the ODP under Section 35 of Town & Country Planning Act, 1974 and said approval was sought under Section 132 of Town & Country Planning Act, 1974, vide Note No. NGPDA/CAL&CAN/ODP/582/2017 dated 13-09-2017.

And whereas the direction of the Government is received to re-notify the

Calangute-Candolim Outline Development Plan under Section 35 of Town & Country Planning Act vide Order Ref. No. 40/19/TCP//2016-18/240 dated 05-02-2018.

And whereas this Authority now therefore is again informing the general public that the copy of the Draft ODP-2025 for Calangute-Candolim Planning Area shall be available for the inspection at the North Goa Planning and Development Authority office at Mala, Panaji, Goa as per the convenience of the public on all working days during office hours.

And whereas the said Draft ODP-2025 of Calangute-Candolim Planning Area may also be inspected at the Arpora-Nagoa Village Panchayat office, concerning the area under their jurisdiction on all working days during office hours.

And whereas the said Draft ODP-2025 of Calangute-Candolim Planning Area may also be inspected at the Calangute Village Panchayat office concerning the area under their jurisdiction on all working days during office hours.

And whereas the said Draft ODP-2025 of Calangute-Candolim Planning Area may also be inspected at the Candolim Village Panchayat office concerning the area under their jurisdiction on all working days during office hours.

And whereas general public as well as Institute of Town Planners India (Goa Regional Chapter), Indian Institute of Architects (Goa Chapter), Indian Institute of Engineers (Goa Chapter), N.G.Os are hereby informed that objections if any, to the said draft ODP-2025 of the Calangute-Candolim Planning Area be submitted in writing to this Authority within 60 days of the publication of this Notification in the Official Gazette. And whereas all concerned Institutions, Government/Semi Government Departments, Corporations are also hereby informed that objections if any, to the said draft ODP-2025 of the Calangute-Candolim Planning Area be submitted in writing for their betterment.

And whereas it is informed to the public that who have already submitted their objections to this Authority within said 60 days i.e. from 24-11-2016 to 22-01-2017 need not submit their objections again and such objections submitted earlier will be duly considered by the Authority.

And whereas the general public, Institutions, Government/Semi Government Departments, Corporations are further hereby informed that this Authority shall hear all the persons, who will submit such objections and who will request for being heard as per Section 35(5) of the said Act in the office of the North Goa Planning and Development Authority at Mala, Panaji, Goa, with prior notice to all concerned persons, after the expiry of the 60 days.

And whereas such objections may be addressed in writing to the Member Secretary, North Goa P.D.A. office at Mala, Panaji within the period of 60 days from the date of Notification in the Official Gazette.

R. K. Pandita, Member Secretary.

For and on behalf of the Chairman of North Goa Planning and Development Authority.

Panaji, 13th February, 2018.



Department of Transport

Directorate of Transport

—

Order

D.Tpt/Dy.DT(N)/MISC-20/2018/810

A copy of the Notification issued by the Ministry of Road Transport and Highways under No. G.S.R. 1361(E) which has been published in the Gazette of India dated 2nd November, 2017, is hereby republished for information of the general public.

Nikhil Desai, Director & ex officio Additional Secretary (Transport).

Panaji, 2nd February, 2018.

MINISTRY OF ROAD TRANSPORT AND
HIGHWAYS

Notification

New Delhi, the 2nd November, 2017

G.S.R.1361(E).— Whereas the draft rules further to amend the Central Motor Vehicles Rules, 1989, were published, as required under sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988), *vide* notification of the Government of India in the Ministry of Road Transport and Highways number G.S.R. 1112 (E), dated the 29th August, 2017 in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) inviting objections and suggestions from affected persons before the expiry of the period of fifteen days from the date on which copies of the Gazette containing the said notification were made available to public;

Whereas, copies of the said Gazette notification were made available to the public on the 29th August, 2017;

And whereas, objections and suggestions received from the public in respect of the said draft rules were considered.;

Now, therefore, in exercise of the powers conferred by section 110 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Rules, 1989, namely:—

1. (1) These rules may be called the Central Motor Vehicles (11th Amendment) Rules, 2017.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. In the Central Motor Vehicles Rules, 1989 (hereinafter referred to as the principal rules), in rule 47, in sub-rule 1, after clause (i), the following clause shall be inserted, namely:—

“(ia) proof of fitment of FASTag specified in rule 138A;”.

3. In the principal rules, for the rule 138A, the following rule shall be substituted, namely:—

“138A. *Fitment of FASTag.*— Categories M and N motor vehicles sold on and after the 1st December, 2017, shall be fitted with FASTag as may be specified by the Central Government, from time to time, by the manufacturer of the vehicle or its authorised dealer, as the case may be:

Provided that in case of any vehicle which is sold in the form of drive-away-chassis without windscreen, FASTag shall be fitted on the windscreen by the vehicle owner before the registration of such vehicles.

Explanation.— For the purposes of this rule, FASTag means an onboard unit (transponder) or any such device fitted on the front windscreen of the vehicle,”.

[No. RT-11028/16/2011-MVL]
ABHAY DAMLE, Jt. Secy.

Note: - The principal rules were published in the Gazette of India, Extraordinary, Part-II, section 3, sub-section (i) *vide* notification number G.S.R. 590(E), dated the 2nd June, 1989 and last amended *vide* notification number G.S.R. 643(E), dated the 27-06-2017.

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